

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**WEBBER, LLC and ARCH INSURANCE  
COMPANY**

**Plaintiff**

**UNITED FIRE & CASUALTY  
COMPANY**

**Defendant.**

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**CIVIL ACTION NO. 3:19-cv-00610**

**JOINT RULE 41 STIPULATION OF DISMISSAL**

Webber, LLC (“Webber”) and Arch Insurance Company (“Arch”), collectively, “Plaintiffs,” and United Fire & Casualty Company (“UFCC”) file this their Joint Rule 41 Stipulation of Dismissal with Prejudice.

This lawsuit concerns the Plaintiffs’ claim for reimbursement of expenses incurred in defense and settlement of a lawsuit styled *Christopher Bailey, et al v. Statewide Trucking Corp., et al*; Cause No. DC-17-11460 in the 14<sup>th</sup> Judicial District Court of Dallas County, Texas (“Underlying Lawsuit”).

The parties have reached a resolution of Plaintiffs’ claims, and agree that this lawsuit should be dismissed with prejudice.

Federal Rule of Civil Procedure 41 provides that an action may be dismissed by the filing of “a stipulation of dismissal signed by all parties who have appeared.” FED. R. CIV. P. 41(a)(1)(ii); *see also Yesh Music v. Lakewood Church*, 727 F.3d 356, 362 (5th Cir. 2013). A court order is not necessary when the parties to the lawsuit file a stipulation of dismissal under Rule 41(a)(1)(ii). *Yesh Music*, 727 F.3d at 362.

Webber, Arch, and UFCC jointly stipulate that all of the claims asserted against UFCC herein shall be dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii).

WHEREFORE the parties pray the Court take notice of this Joint Rule 41 Stipulation of Dismissal with Prejudice, dismiss all claims asserted in this lawsuit, and grant the parties any other and further relief, at law or in equity, to which they are entitled.

Respectfully submitted,

/s/ Chris Deeves

Chris Deeves  
State Bar No. 00790575  
ChrisDeeves@HoldenLitigation.com  
Steven E. Holden  
State Bar No. 24071280  
SteveHolden@HoldenLitigation.com  
HOLDEN LITIGATION  
1717 Main Street, Suite 5800  
Dallas, Texas 75201  
Telephone: (214) 745-8888

**ATTORNEYS FOR PLAINTIFFS  
WEBBER, LLC AND ARCH  
INSURANCE COMPANY**

/s/ Lori Murphy

Aaron L. Mitchell  
State Bar No. 14205590  
[aaronm@tbmmlaw.com](mailto:aaronm@tbmmlaw.com)  
Lori Murphy  
State Bar No. 14701744  
[lorim@tbmmlaw.com](mailto:lorim@tbmmlaw.com)  
TOLLEFSON BRADLEY MITCHELL & MELENDI, LLP  
2811 McKinney Avenue, Suite 250 West  
Dallas, Texas 75204  
Telephone: 214-665-0100  
Facsimile: 214-665-0199

**ATTORNEYS FOR UNITED FIRE &  
CASUALTY COMPANY**

**CERTIFICATE OF SERVICE**

I hereby certify that on April 24, 2020, a true and correct copy of the foregoing document was served via the Court's CM/ECF system upon all counsel of record.

/s/ Lori Murphy  
Lori Murphy